

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740  
January 8, 2015

Closed Session: Yes

Call to Order: 9:07 a.m.

Opening Ceremony: Beatrice Law

Council Present: Secretary Julia Shananaquet, Treasurer Marcella Reyes,  
Councilor Bill A. Denemy, Councilor John Keshick III, Councilor Beatrice A. Law,  
Councilor Aaron Otto

Absent: Councilor Michael Naganashe, Councilor Winnay Wemigwase

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick,  
Treasury Director Michael Garrow, Enjinaaknegeng General Counsel James  
Bransky, Legislative Office Manager Michele LaCount, Legislative Office  
Administrative Assistant Tamara Kiogima

Executive Officials and Staff Present: Chairperson Gasco Bentley, Executive  
Services Attorney Diane Vitols, and Chief Financial Officer Carrie Carlson:  
Natural Resources Department (NRD): Director Doug Craven, and Chief  
Conservation Officer Kevin Willis

Public: Citizen Doug Emery. John Kawegoma

Invited Guests: Michigan Lobbyist Noel LaPorte

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Motion made by Councilor Law and supported by Treasurer Reyes to adopt the  
agenda of January 8, 2015, amended.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay  
Wemigwase)

Motion carried.

Motion made by Councilor Law and supported by Treasurer Reyes to approve  
the minutes of December 18, 2014 as corrected.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay  
Wemigwase)

Motion carried.

1 9:19 a.m.: Elder comments:

- 2 • Citizen Doug Emery commented on lack of food quality occurring at  
3 Elder's Luncheons, and would like to see the Human Resources  
4 Department Statute enacted as soon as possible. He further is not  
5 pleased with the Elder Department's current staffing issue.  
6
- 7 • Citizen Michele LaCount discussed the need to revisit and revamp tribal  
8 hospitality issues.  
9

10 .  
11 **Executive Updates**

12 **Discussion Items:** Working on restructuring Elder's Department, changes are  
13 being made in the Health Department, including new staff; Appleyard property  
14 update; Prices for next year's vegetables are too high so Tribe will not be  
15 participating with Berg Farm; and Gaming Regulatory Statute amendments will  
16 be forthcoming.  
17

18 Motion made by Councilor Law and supported by Treasurer Reyes to  
19 acknowledge the verbal Executive report of Chairperson Gasco-Bentley as  
20 presented on January 8, 2015.

21 Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay  
22 Wemigwase)

23 Motion carried.  
24

25 **Legislative Leader Report** - Position is currently vacant.  
26

27 **Secretary Report**

28 The following Tribal Council adopted/approved documents were delivered to the  
29 Executive for signature:

- 30 • Tribal Resolution: 121814-01 Supplemental Funding in the amount of  
31 \$9,000 for the Election Board. Signed by Executive on 12-29-14.  
32
- 33 • Tribal Resolution: 121814-02 Supplemental Funding not to exceed  
34 \$733,000 payable to loan servicer, Community Reinvestment fund, in  
35 repayment of the principle balance remaining for the loan with Indian Land  
36 Capital Company which was initially utilized to purchase 312.5 acres of  
37 land known as the Ziibimijwang Farm. Signed by Executive on 12-19-14.  
38
- 39 • Tribal Resolution: 121814-03 Reimbursement of Funds in the Amount of  
40 \$37,529 for Building Maintenance Upkeep Costs as Incurred by the  
41 Odawa Fishery, Inc. Signed by the Executive on 12-29-14.  
42
- 43 • Tribal Resolution: 121814-05 Funding for FY 2015 \$135,000.00 Shortfall  
44 for Min-A-Mskiki Gumik. Signed by Executive on 12-29-14.  
45

- Waganakising Odawak Statute Amendment to Waganakising Odawak Statute 2009-007 Land Use, Building Regulation, and Zoning. Submitted on 12-23-14 to the Executive.

#### Vetoed:

- Tribal Resolution: 121814-04 VETOED Approval of the Gaming Authority Committee FY 2015 Budget. Vetoed on 12-30-14.
- Tribal Resolution: 121814-06 VETOED Transfer of Funds in the amount of \$40,000 from Executive Budget to Legislative Budget to support Tribal Historic Preservation Officer (THPO). Vetoed on 12-30-14.

Phone Polls: None to report.

Motion made by Councilor Keshick and supported by Treasurer to accept Secretary Shananaquet's verbal report as presented on January 8, 2015.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay Wemigwase)

Motion carried.

**Treasurer Report** - No meeting held since last Council meeting and there have been a few Appropriations and Finance Committee meeting date changes.

Motion made by Councilor Keshick and supported by Councilor Otto to accept Treasurer Reyes' verbal report as presented on January 8, 2015.

Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay Wemigwase)

Motion carried.

#### **Tribal Council Member Reports**

FYI – Councilor Law brought requested discussion regarding the creation of Little Traverse Bay Bands Constitution Reform Committee.

FYI – Councilor Denemy requested discussion and revote of the Odawa Economic Development Management, Inc. (OEDMI) Site Plan for the former Victories property. He is requesting that Council revisit motion to approve site plan so that site plan can move forward. OEDMI has been requested to attend the January 2, 2015 Council meeting and promote ProForma study.

**10:33 a.m. Break.**

**10:47 a.m. Resume.**

FYI - Councilor Keshick requested discussion regarding 2020 Consent Decree and strategic formation of LTBB's Legal representation team. Councilor Keshick

1 requested General Counsel Bransky retrieve 2000 Consent Decree documents  
2 presented by Marianna Schulstead.

3  
4 **11:06 a.m. - 11: 52 a.m.** Presentation by Michigan Lobbyist Noel LaPorte.  
5 Written report attached to minutes.

6  
7 Motion made by Councilor Law and supported by Treasurer Reyes to  
8 acknowledge the verbal and written report of Michigan Lobbyist Noel LaPorte  
9 and to extend thanks for his information and time

10 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
11 Wemigwase)

12 Motion carried.

13  
14 **11:52 a.m. Public Comment opens:**

- 15 • Elder Citizen John Kawegoma stated that he does not agree that Tribal  
16 Council should tell him or other Citizens that the issues being brought  
17 forward to Council should be addressed as “Executive issues” and that  
18 those issues cannot be addressed by the legislative body: John also made  
19 reference to a recall petition of Council. Additionally John believes that  
20 Council should be able to step into all government branch practices Such  
21 as Elder Housing needs, Veteran Housing needs, the Healthy Heart  
22 Program and Elder department staffing issues; and .

23 **12:25 p.m. Public Comment closes.**

24  
25 **12:25 p.m. Break.**

26 **12:35 p.m. Resume.**

27  
28 **Action Items**

29  
30 Motion made by Treasurer Reyes and supported by Councilor Law to approve  
31 Tribal Council attendance at the United Tribes of Michigan Legislative Reception  
32 and Meeting to be held February 10 and 11, 2015 in Lansing Michigan.

33 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
34 Wemigwase)

35 Motion carried.

36  
37 Motion made by Councilor Law and supported by Councilor Denemy to  
38 acknowledge receipt of the Tribal Traditional Burial Board, Inc., 2014 4th Quarter  
39 report.

40 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
41 Wemigwase)

42 Motion carried.

43  
44 Motion made by Councilor Keshick and supported by Treasurer Reyes to  
45 approve the Ziibimijwang Corporate Charter, Inc.

46 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
47 Wemigwase)

1 Motion carried.

2  
3 Motion made by Councilor Law and supported by Councilor Keshick to approve  
4 the letter to Waganakising Odawa Development Chartered Corporation, Inc.  
5 (WOD), regarding remaining assets of the dissolved corporation, and to authorize  
6 Treasurer Reyes to sign and submit the letter.

7 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
8 Wemigwase)

9 Motion carried.

10  
11 Motion made by Secretary Shananaquet and supported by Councilor Otto to post  
12 Recall of Official and Leave of Absence Statute to the Legislative Calendar in the  
13 Odawa Register as sponsored by Councilor Keshick.

14 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
15 Wemigwase)

16 Motion carried.

17  
18 Motion made by Councilor Keshick and supported by Councilor Otto to  
19 recommend to Tribal Council to approve Certified Motion Ad Hoc Agricultural  
20 Work Group.

21 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
22 Wemigwase)

23 Motion carried.

24  
25 Motion made by Councilor Law and supported by Secretary Shananaquet to  
26 appoint Councilor Keshick, Treasurer Reyes and Councilor Otto to the Ad Hoc  
27 Agricultural Work Group.

28 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
29 Wemigwase)

30 Motion carried.

31  
32 Motion made by Councilor Law and supported by Councilor Denemy to approve  
33 the USDA Local Food Promotion Program Grant, Invitation to Bid, and to have it  
34 posted to LTBB's website.

35 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
36 Wemigwase)

37 Motion carried.

38  
39 Motion made by Councilor Otto and supported by Councilor Keshick to adopt  
40 Tribal Resolution: Funding in the amount totaling \$60,000.00 for Waganakising  
41 Odawak Statute 2014-013 Tribal Historic Preservation Office Protection and  
42 Management of Archaeological, Historical and Cultural Properties and Cultural  
43 Resources.

44 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
45 Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-absent,  
46 Treasurer Reyes-yes, Secretary Shananaquet-yes

47 Motion carried.

1  
2 Motion made by Secretary Shananaquet and supported by Councilor Law to  
3 amend the agenda to include Tribal Resolution: Supplemental Funding for the Ad  
4 Hoc Agricultural Work Group, in the Amount of \$57,114.29, to come from Prior  
5 Period Funds: Tribal Resolution: Transfer of Funds from the Legislative Branch to  
6 Ziibimijwang, Inc., a Tribally Chartered Corporation, in the Amount of \$67,722.08:  
7 Tribal Resolution: Appropriation of Supplemental Funding not to exceed \$40,000  
8 for a Feasibility Study for a potential Odawa Casino Resort Hotel Project.

9 Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay  
10 Wemigwase)

11 Motion carried.

12  
13 Motion made by Councilor Keshick and supported by Secretary Shananaquet to  
14 adopt Tribal Resolution:, Supplemental Funding for the Ad Hoc Agricultural Work  
15 Group, in the Amount of \$57,114.29, to come from Prior Period Funds

16 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
17 Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-absent,  
18 Treasurer Reyes-yes, Secretary Shananaquet-yes

19 Motion carried.

20  
21 Motion made by Treasurer Reyes and supported by Councilor Keshick to adopt  
22 Tribal Resolution: Transfer of Funds from the Legislative Branch to Ziibimijwang,  
23 Inc., a Tribally Chartered Corporation, in the Amount of \$67,722.08

24 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
25 Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-absent,  
26 Treasurer Reyes-yes, Secretary Shananaquet-yes

27 Motion carried.

28  
29 Motion made by Councilor Keshick and supported by Councilor Denemy to adopt  
30 Tribal Resolution: Appropriation of Supplemental Funding not to exceed \$40,000  
31 for a Feasibility Study for a potential Odawa Casino Resort Hotel Project to come  
32 from prior period funds.

33 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
34 Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-absent,  
35 Treasurer Reyes-yes, Secretary Shananaquet-yes

36 Motion carried.

37  
38 Motion made by Councilor Denemy and supported by Secretary Shananaquet to  
39 approve the Pro Forma Proposal and authorize Treasurer Reyes to sign a  
40 contract with Pro Forma which is not to exceed \$40,000.00.

41 Vote: 6-Yes, 0-No, 0-Abstained, 2-Absent (Councilor Naganashe, Winnay  
42 Wemigwase)

43 Motion carried.

44  
45 Motion made by Councilor Shananaquet and supported by Councilor Keshick to  
46 recommend to Tribal Council to send two people from the Agricultural

1 Assessment Work Group Committee to travel to Lacrosse, WI for the Moses  
2 Organic Farm Conference on February 26, 27 and 28, 2015.

3 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
4 Wemigwase)

5 Motion carried.

6  
7 Motion made by Secretary Shananaquet and supported by Councilor Law to  
8 approve stipend for Counselor John Keshick on 12/19/14 for meeting with the  
9 electricians at the Ziibimijwang Farm.

10 Vote: 5-Yes, 1-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
11 Wemigwase)

12 Motion carried.

13  
14 Motion made by Councilor Keshick and supported by Councilor Law to post the  
15 Health Department Statute to the Legislative Calendar in the Odawa Register as  
16 sponsored by Councilor Keshick.

17 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
18 Wemigwase)

19 Motion carried.

## 20 21 **Tribal Council Committee Reports:**

22  
23 **Gaming Authority Committee** – No meeting was held since last Tribal Council  
24 meeting. However discussion occurred regarding submitting amended  
25 Supplemental Funding Request for GAC budget.

## 26 27 **Agriculture Assessment Work Group**

28 Motion made by Councilor Law and supported by Secretary Shananaquet to  
29 accept the verbal report of the Agriculture Assessment Work Group as presented  
30 by Councilor Keshick, Committee Chairman.

31 Vote: 7-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
32 Wemigwase)

33 Motion carried.

34  
35 **Land and Reservation Committee** - No meeting was held since last Tribal  
36 Council meeting.

## 37 38 **Legal Legislative Committee**

39 Motion made by Councilor Keshick and supported by Secretary Shananaquet to  
40 accept the verbal report of the Legal Legislative Committee as presented by  
41 Councilor Law, Committee Chairperson.

42 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
43 Wemigwase)

44 Motion carried.

1 **Ethics Committee**

2 Motion made by Secretary Shananaquet and supported by Councilor Law to  
3 accept the verbal report of the Ethics Committee as presented by Councilor Otto,  
4 Committee Chairman.

5 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
6 Wemigwase)

7 Motion carried.

8  
9 **Legislative Office Reports:**

10  
11 **Treasury Director Report**

12 Motion made by Councilor Law and supported by Councilor Keshick to accept  
13 Treasury Director Garrow's verbal and written report as presented on January 8,  
14 2015.

15 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
16 Wemigwase)

17 Motion carried.

18  
19 **Legislative Services Attorney Report**

20 Motion made by Councilor Keshick and supported by Councilor Reyes to accept  
21 Legislative Services Attorney Budnick's verbal report as presented on January 8,  
22 2015.

23 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
24 Wemigwase)

25 Motion carried.

26  
27 2:51 p.m. Break.

28 2:59 p.m. Resume.

29  
30 **Enjinaaknegeng**

31 Motion made by Councilor Denemy and supported by Councilor Otto to accept  
32 General Counsel Bransky's verbal report as presented on January 8, 2015.

33 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
34 Wemigwase)

35 Motion carried.

36  
37 **Legislative Office Manager**

38 Motion made by Councilor Law and supported by Councilor Keshick to accept  
39 Legislative Office Manager LaCount's verbal and written report as presented on  
40 January 8, 2015.

41 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
42 Wemigwase)

43 Motion carried.

44  
45 **Other Items of Business (Prior to Adjournment):**

46 FYI – Councilor brought up the 2 contracts that need to be reviewed and  
47 discussed at next Tribal Council meeting.



1  
2 Motion made by Secretary Shananaquet and supported by Councilor Otto to  
3 amend agenda to include Tribal Resolution: Approval of the Gaming Authority  
4 Committee FY 2015 Budget.

5 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
6 Wemigwase)

7 Motion carried

8  
9 Motion made by Councilor Otto and supported by Councilor Keshick to adopt  
10 Tribal Resolution: Approval of the Gaming Authority Committee FY 2015 Budget.  
11 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
12 Councilor Naganashe-absent, Councilor Otto-yes, Councilor Wemigwase-absent,  
13 Treasurer Reyes-yes, Secretary Shananaquet-yes  
14 Motion carried.

15  
16 **Adjournment**

17 3:24 p.m. Motion made by Councilor Denemy and supported by Treasurer Reyes  
18 to adjourn meeting.

19 Vote: 6-Yes, 0-No, 0-Abstained, 2–Absent (Councilor Naganashe, Winnay  
20 Wemigwase)

21 Motion carried.

22  
23 Next Scheduled Meeting  
24 January 22, 2015  
25

26 Please contact the Legislative Office at 231-242-1403 or 231-242-1404 for  
27 additional updates and clarifications of these minutes as presented.

28  
29 These Minutes have been read and approved as written (or) corrected: (delete  
30 either the word “written” or “corrected” as pertains to how the minutes were  
31 approved.)  
32  
33  
34

35 \_\_\_\_\_  
36 Julia A. Shananaquet, Tribal Council Secretary

37 \_\_\_\_\_  
38 Date  
39